

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed July 1, 2005. In order to advance prosecution of this Application, Claims 1 and 7 have been amended. Applicant respectfully requests reconsideration and favorable action in this Application.

Claims 1, 2, 6, and 7 stand rejected under 35 U.S.C. §102(e) as being anticipated by Feldman, et al. Independent Claim 1 recites ". . . receiving said first wavelength of light and generating first electrical signals within a first frequency band and representative of said plurality of plain old telephone service telephonic signals; receiving said second wavelength of light and generating second electrical signals within a second frequency band and representative of said TV signals; transmitting said plain old telephone service telephonic electrical signals to a plurality of telephone related devices and said second electrical signals to a plurality of TV signal receiving devices . . .". Similarly, Independent Claim 7 is directed to processing plain old telephone service telephonic signals integrated with television signals. By contrast, the Feldman, et al. patent is specifically directed to integrating broadcast cable television services with high speed Internet access and Internet Protocol telephony. There is no disclosure in the Feldman, et al. patent related to integrating plain old telephone service telephony with television signals as provided in the claimed invention. Support for the above recitation can be found at page 6, lines 6-8, of Applicant's specification. Therefore, Applicant respectfully submits that Claims 1, 2, 6, and 7 are not anticipated by the Feldman, et al. patent.

Claims 3-5 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Feldman. Independent Claim 1, from which Claims 3-5 depend, has been shown above to be patentably distinct from the Feldman, et al. patent. Moreover, there is no disclosure in the Feldman, et al. patent related to a frequency band of less than 60 KHz for plain old telephone service telephony as provided in Claim 3. Therefore, Applicant respectfully submits that Claims 3-5 are patentably distinct from the Feldman, et al. patent.

The Examiner has taken Official Notice as the basis for certain claim rejections. Applicant respectfully requests the Examiner to cite an appropriate prior art reference to support the Official Notice.

CONCLUSION

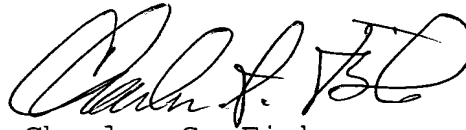
Applicant has now made an earnest attempt to place this case in condition for allowance. For the foregoing reasons and for other reasons clearly apparent, Applicant respectfully requests reconsideration and full allowance of all pending claims.

The Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicants

A handwritten signature in dark ink, appearing to read 'Charles S. Fish', is written over a horizontal line.

Charles S. Fish

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October 3, 2005

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